In Legislative Session

The President Pro Tempore called the Senate to order as In Legislative Session at 12:07 o'clock p.m.

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 107, To Committee on Agriculture and Livestock.

H. B. No. 166, To Committee on Jurisprudence.

H. B. No. 287, To Committee on Education.

Reports of Standing Committee

Senator Hall by unanimous consent submitted the following:

Austin, Texas, March 4, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 194, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman. CONNALLY WORD

> Austin, Texas, March 4, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 46, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman. CONNALLY WORD

> Austin, Texas, March 4, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 45, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Welcome Resolutions

- S. R. No. 238—By Senator Watson: Extending welcome and privileges of the floor to C. L. Walker, et al.
- S. R. No. 239—By Senator Watson: Extending welcome to E. C. Lowe.
- S. R. No. 240—By Senator Watson: Extending welcome and privileges of the floor to Dr. Melvin Garrett.
- S. R. No. 241—By Senator Herring: Extending welcome to students and teachers, fifth grade of Ridgetop Elementary School of Austin.
- S. R. 242—By Senator Watson: Extending welcome to Ross Greenwood.
- S. R. No. 243—By Senator Snelson: Extending welcome to the Honorable John Green.

Adjournment

On motion of Scnator Aikin the Senate at 12:14 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor March 4, 1969 S. C. R. No. 24 S. B. No. 90

TWENTY-NINTH DAY

(Wednesday, March 5, 1969)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Bridges
Bates	Brooks
Bernal	Christie
Berry	Cole
Blanchard	Connally

Creighton McKool Grover Moore Hall Patman Harris Ratliff Hazlewood Schwartz Herring Snelson Hightower Strong Jordan Watson Kennard Word Mauzy

Absent-Excused

Harrington

Wilson

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Harrington was granted leave of absence for today on account of illness in the family on motion of Senator Watson.

Senator Wilson was granted leave of absence for today on account of illness on motion of Senator Hightower.

Presentation of Guest

Senator Blanchard by unanimous consent presented former Senator Kilmer Corbin to the Members of the Senate and requested that he be granted the privileges of the floor for the day.

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 96, A bill to be entitled "An Act amending Acts 1941, 47th Legislature, Chapter 121, as amended, to extend the Authority of the Board of Directors of the Texas A&M University System to issue Revenue Bonds for the purpose of extending and improving water and sewer facilities at campuses of the Institutions under its control; to clarify the terms of the Act; providing for severability and declaring an emergency."

Reports of Standing Committees

Senator Ratliff submitted the following report: Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Oil and Gas, to which was referred S. B. No. 182, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

RATLIFF, Chairman.

Senator Herring submitted the following reports:

> Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 108, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman.

Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 42, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

HERRING, Chairman.

Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 13, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman.

Senator Hall submitted the following reports:

Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs, to

which was referred S. B. No. 196, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs, to which was referred S. B. No. 266, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs, to which was referred S. B. No. 17, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas. March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs, to which was referred S. B. No. 176, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Senate Bills and Resolution on First Reading

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

By Senator Brooks:

S. B. No. 358, A bill to be entitled "An Act relating to issuance of patents on headright, homestead, preemption, and scrip surveys; amending Section 5, Chapter 271, Acts of the 42nd Legislature, Regular Sestities to enact ordinances providing

sion, 1931 (Article 5421c, Vernon's Texas Civil Statutes); and declaring an emergency.'

To the Committee on Jurisprudence.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, Harrington, McKool, Kennard, Christie and Schwartz:

S. B. No. 359, A bill to be entitled "An Act repealing Chapter 17, Acts of the 51st Legislature, 1st Called Session, 1950 (Article 6070e, Vernon's Texas Civil Statutes), requiring separate facilities for whites and Negroes in the state parks system; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, Harrington, McKool, Kennard and Christie:

S. B. No. 360, A bill to be entitled "An Act repealing Article 1688, Revised Civil Statutes of Texas, 1925, relating to the use of libraries by different races; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, McKool, Harrington, Kennard, Christie and Schwartz:

S. B. No. 361, A bill to be entitled "An Act repealing Article 2900, Revised Civil Statutes of Texas, 1925, providing for separate schools for white and Negro children; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, McKool, Harrington, Kennard, Christie and Schwartz:

S. B. No. 362, A bill to be entitled "An Act repealing Article 6417, Revised Civil Statutes of Texas, 1925, requiring that railway companies provide separate coaches for white and Negro passengers; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Scnators Bernal, Jordan, Berry, Brooks, Mauzy, McKool, Harrington, Kennard, Christie and Schwartz:

for segregation of whites and Negroes; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Mauzy, McKool, Harrington, Kennard, Christie and Schwartz:

S. B. No. 364, A bill to be entitled "An Act repealing Article 4607, Revised Civil Statutes of Texas, 1925, and Articles 492 and 493, Penal Code of Texas, 1925, relating to miscegenation; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, Harrington, McKool, Kennard, Christie and Schwartz:

S. B. No. 365, A bill to be entitled "An Act deleting certain provisions requiring separate apartments to be maintained for white passengers in railroad depots; amending Article 6498, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, Harrington, McKool, Kennard, Christie and Schwartz:

S. B. No. 366, A bill to be entitled "An Act removing certain provisions pertaining to racial segregation of teachers' meetings; amending Article 2691, Revised Civil Statutes of Tex-as, 1925, as amended; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, Harrington, McKool, Kennard, Christie and Schwartz:

S. B. No. 367, A bill to be entitled "An Act relating to separate facili-ties for different races in mines; amending Article 5920, Revised Civil Statutes of Texas, 1925, and Article 1612, Penal Code of Texas, 1925; and declaring an emergency.'

To the Committee on State Departments and Institutions.

By Senator Bernal:

S. B. No. 368, A bill to be entitled "An Act promoting and protecting the welfare of the people of Texas by prevention and elimination of certain unreasonable practices and policies, including discrimination based upon race, color, religion, national origin, age, or sex; providing for trict and Urban Affairs.

remedies and penalties; creating a Texas Human Relations Commission; providing for local sections thereof and defining the functions, powers, and duties of the commission; regulating the relation between the state commission and local commissions; and declaring an emergency."

To the Committee on State Affairs.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, McKool, Harrington, Kennard, Christie and Schwartz:

S. B. No. 369, A bill to be entitled "An Act relating to sleeping facilities on trains; amending Rule 71, Article 4477, Revised Civil Statutes of Texas, 1925; repealing Rule 72, Article 4477, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, Harrington, McKool, Kennard, Christie and Schwartz:

S. B. No. 370, A bill to be entitled "An Act relating to the racial classification of prisoners; amending Section 11, Chapter 212, Acts of the 40th Legislature, Regular Session, 1927 (Article 6166j, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Bernal, Jordan, Berry, Brooks, Mauzy, McKool, Harrington, Kennard, Christie and Schwartz:

S. B. No. 371, A bill to be entitled "An Act relating to segregated school census rolls; amending Article 2817, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emer-

To the Committee on State Departments and Institutions.

By Senator Harrington:

S. B. No. 372, A bill to be entitled "An Act amending Acts 1961, 57th Legislature of the State of Texas, Regular Session, Chapter 349 by providing for power to purchase and sell necessary land, buildings, supplies, and equipment and methods of purchase; providing methods of dis-bursing funds; and declaring an emergency."

To the Committee on County, Dis-

By Senator Mauzy:

S. B. No. 373, A bill to be entitled "An Act amending Article 4.01 of "An Act relating to delegate strength the Insurance Code of Texas, 1951, as at county, senatorial district, and amended by Section 3 of Chapter 344, Acts of the Fifty-fifth Legislature, Regular Session, 1957; providing the formula for ad valorem taxation of domestic insurance companies; providing for severability; repealing laws in conflict; and fixing an effective date.'

To the Committee on Insurance.

By Senator Mauzy:

S. B. No. 374, A bill to be entitled "An Act providing for presidential preference primaries, and for election of delegates to national political party conventions; adding Sections 236a and 236b, Texas Election Code; amending Subsection (c), Subdivision 1, Section 61c, Texas Election Code (Ar-ticle 6.05c, Vernon's Texas Election Code); amending Subsections (b) and (d), Section 187, Texas Election Code (Article 13.09, Vernon's Texas Election Code); and declaring an emer-

To the Committee on Privileges and Elections.

By Senator Mauzy:

S. B. No. 375, A bill to be entitled "An Act relating to regulation of and reporting of campaign contributions and campaign expenditures; containing penal provisions; amending Chapter 14, Texas Election Code as follows: amending Section 242, as amended (Article 14.06, Vernon's Texas Eleced (Article 14.06, Vernon's Texas Election Code); amending Subsections (c), (d) and (e), Section 243 (Article 14.07); amending Subsections (g) and (h), Section 244, as amended (Article 14.08); amending Section 245 (Article 14.09); and adding Section 244A; amending Section (d), Article 213, Penal Code of Texas, 1925, as amended: and declaring an emergency? ed; and declaring an emergency.'

To the Committee on Privileges and Elections.

By Senator Mauzy:

S. B. No. 376, A bill to be entitled "An Act relating to extending the deadline for filing for office upon the death of a candidate; amending Subsection 2a, Section 190, Texas Election Code (Article 13.12, Vernon's Texas Election Code); and declaring emergency."

To the Committee on Privileges and Elections.

By Senator Mauzy:

S. B. No. 377, A bill to be entitled "An Act relating to delegate strength state conventions of political parties; amending Subsections (a) and (b), Section 212, Texas Election Code, as amended (Article 13.34), Vernon's Texas Election Code); and declaring an emergency."

To the Committee on Privileges and Elections,

By Senator Mauzy:

S. B. No. 378, A bill to be entitled "An Act relating to the creation, establishment, administration, and operation of a state civil service system; providing a penalty; and declaring an emergency."

To the Committee on State Affairs.

By Senator Mauzy:

S. B. No. 379, A bill to be entitled "An Act relating to recovery of attorney's fees in suits to collect liquidated claims; amending Article 2226, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.'

To the Committee on Jurisprudence.

By Senator Mauzy:

S. B. No. 380, A bill to be entitled "An Act authorizing the commissioners court of certain counties to issue negotiable certificates of indebtedness, for and on behalf of the county, for the purpose of acquiring, purchasing, constructing, repairing, renovating, improving, and/or equipping crime detection facilities, and acquiring any real or personal property in connection therewith; authorizing and requiring the levy, assessment, and collection of annual county ad valorem taxes under Article VIII, Section 9, of the Texas Constitution, to pay the principal of and interest on said certificates of indebtedness; prescribing limitations as to the principal amount of said certificates of indebtedness which may be issued and a time limit for such issuance and prescribing the procedure for their issuance and sale; authorizing the commissioners court to fix and collect fees and charges for services performed and information furnished by the use of crime detection facilities; authorizing the payment of operation and maintenance expenses of crime detection facilities; prescribing the eligibility of said certificates of indebtedness for

investment by certain funds and for security for deposits of public funds; enacting other provisions related to the subject; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Mauzy:

S. B. No. 381, A bill to be entitled "An Act authorizing the issuance of revenue bonds to provide hospital facilities for any hospital district in certain counties created pursuant to any section of Article IX of the Texas Constitution; providing for the payment and security of said revenue bonds, and liens, pledges, and encumbrances in connection therewith; providing for the levy of taxes for hospital district operation and maintenance expenses; providing for re-funding bonds; enacting other provisions relating to the subject; prescribing a severability provision; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Mauzy:

S. B. No. 382, A bill to be entitled "An Act relating to water control and improvement districts, the territory of which is located in more than one city or town and outside thereof in Dallas County; providing for the abolishment of the Board of Directors of such water control and improvement districts and declaring an emergency."

To the Committee on Water and Conservation.

By Senators Mauzy, Harris, Mc-Kool, Hall, Jordan, Brooks, Cole, Creighton, Grover, Kennard, Bernal, Berry and Connally:

S. B. No. 383, A bill to be entitled "An Act relating to selection of persons for jury service in counties with seven or more district courts; and declaring an emergency."

To the Committee on Jurisprudence.

By Senators Schwartz and Harrington:

S. B. No. 384, A bill to be entitled "An Act amending Section 17a, Article 1995, Revised Civil Statutes of Texas, 1925, relating to venue in suits to enjoin certain strikes or picketing; and declaring an emergency."

By Senator Schwartz:

S. B. No. 385, A bill to be entitled "An Act providing for the creation of a conservation and reclamation district and flood control district under the provisions of Section 59 of Article XVI, Constitution of Texas, to be known as 'Galveston County Flood Control District of Galveston County, Texas'; providing for the District's powers; providing for its governing body; authorizing the issuance of bonds and the levy, assessment and collection of taxes in payment thereof and containing provisions relating thereto; authorizing the levy, assessment and collection of taxes for the maintenance, operation, upkeep and improvements of the District and its facilities and securing rightsof-way, properties and improvements and containing other provisions re-lating thereto; providing for a con-firmation election and a maintenance tax election; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Wilson:

S. B. No. 386, A bill to be entitled "An Act making it a misdemeanor for any person to cut a tree, or limb therefrom, on any electric transmission or distribution line, or any telephone line or cable, breaking or damaging such line or cable so as to disrupt the service, providing a penalty; making such act cumulative; and declaring an emergency.1

To the Committee on Jurisprudence.

By Senator Schwartz:

S. B. No. 387, A bill to be entitled "An Act amending Acts 1933, 43 Legis., p. 91, Ch. 45, codified as Article 5159a Revised Civil Statutes of 1925, as amended by amending Section 4 thereof dealing with the general prevailing rate of per diem wages; providing for severability; and declaring an emergency."

To the Committee on Labor and Management Relations.

By Senator Hall:

S. B. No. 388, A bill to be entitled "An Act creating the Texas Board of Licensure for Nursing Home Administrators; defining terms; governing the creation and composition of the To the Committee on Jurisprudence. board, its organization and jurisdic-

tion; specifying board functions and duties; prohibiting the operation of a nursing home without a licensed administrator and the practice or offer to practice nursing home administration without a license; conferring rule making authority on the board; pre-scribing qualifications for licensure; authorizing issuance of licenses and the fixing and collection of fees; establishing reciprocal licensing; permitting receipt and disbursement of federal funds; prescribing the method of handling monies and the disbursement thereof; relieving the State of Texas of responsibility for board expenses; specifying grounds for the suspension, revocation or cancellation of licenses and the procedures there-for; authorizing the board to restore revoked licenses; establishing procedures for review of board action; defining violations of the act as a misdemeanor and prescribing penalties therefor; directing assistance of the Attorney General in the acts administration; requiring an annual report to the Governor; providing for severability, repeal of conflicting laws, and declaring an emergency.

To the Committee on State Affairs.

By Senators Moore and Hightower: S. B. No. 389, A bill to be entitled "An Act amending Section 2 of Chapter 99, Acts of the 51st Legislature, 1949, relating to service and age requirements for retirement of judges (compiled as Section 2a of Article 6228b, Title 109, Vernon's Texas Civil Statutes), to provide that any person who has twelve (12) years service on one or more courts of this State shall be qualified to receive retirement pay under this Act, after reaching age sixty-five, regardless of whether he is serving on a court at such time; providing that such retirement pay shall be based upon the annual salary paid to such judge during his last year of service; and declaring an emergency."

To the Committee on State Affairs.

By Senator Moore:

S. B. No. 390, A bill to be entitled "An Act relating to the sale of certain goods on both consecutive days of Saturday and Sunday; amending Chapter, 15, Acts of the 57th Legislature, 1st Called Session, 1961, as amended (Article 286a, Vernon's Texas Penal Code); and declaring an emergency."

(Senator Word in Chair).

By Senators Brooks and Jordan:

S. B. No. 391, A bill to be entitled "An Act amending Section 7, Article 8306, Revised Civil Statutes of Texas, 1925, as amended, relating to the right of an injured employee entitled to medical aid and treatment under the provisions of the workmen's compensation law to select a licensed physician of his own choice; and de-claring an emergency."

To the Committee on Labor and Management Relations.

By Senator Hightower:

S. B. No. 392, A bill to be entitled "An Act creating municipal courts of record in the city of Wichita Falls; prescribing the jurisdiction, organization, administration, procedure, and power of municipal courts; prescribing the practice in such courts and the appeals therefrom; providing for appointment of a judge, court reporter, clerk and personnel of such court; providing for conforming of the criminal jurisdiction of other courts thereto; and declaring an emergency.

To the Committee on Legislative, Congressional and Judicial Districts.

By Senator Mauzy:

S. J. R. No. 23, Proposing an amendment to Sections 6 and 7, Article III, Constitution of the State of Texas, to exempt senators and representatives of multi-member districts from certain residence requirements in the first election after a reapportionment.

To the Committee on Constitutional Amendments.

Senate Concurrent Resolution 26

Senator Grover offered the following resolution:

S. C. R. No. 26, Providing Committee of House and Senate to investigate the problem of narcotics use in high school and college campuses:

Whereas, The use of narcotics seriously damages mental and physical health; and

Whereas, The regular use of narcotics has greatly increased in Texas in the past year; and

Whereas, Young people from 17 to 25 years of age constituted 72 per To the Committee on State Affairs. cent of all arrests made in Texas for possession of narcotics in 1968; and

Whereas, During the year 1968, there was an increase of 65 per cent in the number of arrests made for the possession of narcotics over the number of arrests made in 1967; and

Whereas, In Harris County alone, from 1967 to 1968, there was an increase of 65.3 per cent in arrests made for possession of narcotics; and

Whereas, Arrests for the possession of marijuana increased 115 per cent from 1967 to 1968; and

Whereas, Recent arrests of students enrolled in a state college point out the need for immediate action;

now, therefore, be it

Resolved, That a joint committee of the Senate and the House of Representatives be appointed immediately to investigate the problem of narcotics use on senior high school and college campuses in the State of

The resolution was read and was referred to the Committee on Contingent Expenses.

Senate Concurrent Resolution 27

Senator Berry offered the following resolution:

S. C. R. No. 27, Expressing appreciation to Major General Frank E. Rouse for his service to the citizens of Texas and the Nation.

Whereas, Major General Frank E. Rouse, United States Air Force, is retiring in March 1969, after 35 years of distinguished service to his coun-

try; and
Whereas, As Commander of San
Antonio Air Materiel Area at Kelly Air Force Base, Texas, since July, 1965, General Rouse has made significant contributions to the people of Texas and to the growth and pros-

perity of the state; and

Whereas Under his leadership, Kelly Air Force Base has grown into a large and efficient logistics center with payrolls, work force, and work-loads recording marked increases, stimulating economic and industrial growth in San Antonio and Texas; civilian and military population at the base has grown from 26,500 in 1965 to over 33,000 today, and payrolls have increased from \$157 million to \$248 million a year; and Whereas, While contracts awarded

to San Antonio business firms were Hall of the House of Representatives \$13.8 million in 1965, they are now more than \$42.8 million a year, and total procurement at Kelly Air Force Hon. Ben Barnes, President of the Base under General Rouse's command

has risen from \$195 million in 1965 to \$632 million a year; the economic impact on San Antonio, the State of Texas and the entire Southwest is unmeasurable; and

Whereas, Contract awards to small businesses were more than doubled during General Rouse's duty at Kelly Air Force Base from \$56.8 million to

\$137.7 million; and

Whereas, General Rouse's emphasis on local contracting has been a major factor in the establishment or expansion of a number of industrial firms in the San Antonio area thereby creating jobs for many of the unemployed in Texas and providing an environment in which Texas could record progress in the War on Poverty; and

Whereas, Training Programs instituted by General Rouse at Kelly Air Force Base have produced hundreds of skilled workers from among the hard corps of untrained and uneducated citizens, and resulting gainful employment has raised the standard

of living for thousands; and Whereas, At the same time General Rouse's superb management of the resources under his command has provided effective support to our nation's military units in Southeast Asia and around the world: now.

therefore, be it

Resolved by the Senate of the 61st Legislature, the House of Representatives concurring, That Major General Frank E. Rouse, United States Air Force, be congratulated for his distinguished military career and his service to Texas and the Nation; and, be it further

Resolved, That a copy of this Resolution be prepared for Major General Frank E. Rouse, United States Air Force, for presentation to him upon his retirement, in token of the appreciation of the Texas Legislature and all the people of Texas for one of our most devoted, able and hard-working citizens.

The resolution was read.

On motion of Senator Berry and by unanimous consent, the resolution was considered immediately and was adopted.

Message From the House

Austin, Texas, March 5, 1969.

Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. J. R. No. 9, Proposing an Amendment to Sections 49-c and 49-d, Article III, Constitution of the State of Texas, eliminating the interest limitation on Texas Water Development Bonds; eliminating the termination date and the procedures for curtailment of financial assistance by the Texas Water Development Board; extending the maturity schedules on Water Development Bonds; broadening the Water Development Board's power to contract for water resources and facilities; raising the authorized amount of Texas Water Development Bonds; and broadening the Board's power to sell, transfer and lease.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives.

House Concurrent Resolution 47 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 47, Congratulating the American Field Service students.

The resolution was read.

On motion of Senator Herring, and by unanimous consent, the resolution was considered immediately and was adopted.

House Concurrent Resolution 46 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 46, Expressing appreciation to the Houston Junior Chamber of Commerce for its hospitality to the Legislature of the State of Texas.

The resolution was read.

On motion of Senator Cole, and by unanimous consent, the resolution was considered immediately and was adopted.

Message From the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations:

> Austin, Texas, March 5, 1969.

To the Senate of the Sixty-First Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointments:

To be a Member of the Liquor Control Board: To fill the unexpired term of Oliver R. Crawford of Jasper, Jasper County, resigned, term to expire November 14, 1969: Joe W. Burkett, Jr., of Kerrville, Kerr County.

To be a member of the State Board of Medical Examiners: To fill the unexpired term of L. H. Denman, M.D., of Lufkin, Angelina County, deceased, term to expire April 13, 1971: Albert B. Spires, Jr., M.D., of Taylor, Williamson County.

Respectfully submitted, PRESTON SMITH, Governor of Texas

House Bill 46 on Second Reading

Senator Bridges moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 46 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

Aikin Herring Bates Hightower Bernal Jordan Kennard Berry Blanchard Mauzy McKool Bridges Brooks Moore Patman Christie Cole Ratliff Connally Schwartz Snelson Creighton Grover Strong Hall Watson Word Harris Hazlewood

Absent—Excused

Harrington Wilson

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 46, A bill to be entitled "An Act relating to the creation, establishment, maintenance, and operation of the Willacy County Drainage District No. 2 under the provisions of Article XVI, Section 59, of the Constitution of the State of Texas; and declaring an emergency."

was passed to third reading.

House Bill 46 on Third Reading

Senator Bridges moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 46 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Herring Aikin Bates Hightower Jordan Bernal Kennard Berry Blanchard Mauzy Bridges McKool Moore Brooks Christie Patman Ratliff Cole Connally Schwartz Snelson Creighton Strong Grover Watson Hall Word Harris Hazlewood

Absent-Excused

Harrington

Wilson

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Herring Aikin Bates Hightower Jordan Bernal Berry Kennard Blanchard Mauzy McKool Bridges Moore Brooks Christie Patman Ratliff Cole Connally Schwartz Creighton Snelson Strong Grover Watson Hall Harris \mathbf{Word} Hazlewood

Absent-Excused

Harrington

 \mathbf{W} il son

(President in Chair).

Leave of Absence

Senator Schwartz was

The bill was read second time and leave of absence for the remainder of today on account of important business on motion of Senator Hightower.

House Bill 45 on Second Reading

Senator Bridges moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 45 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harris	Word
Harlis	,, ora
IIaaicw oou	

Absent—Excused

Harrington

Wilson

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 45, A bill to be entitled "An Act relating to the creation, establishment, maintenance, and operation of the Willacy County Drainage District No. 1 under the provisions of Article XVI, Section 59, of the Texas Constitution; providing the disrexas constitution; providing the district shall bear the sole expense of the relocation of certain facilities made necessary by its exercise of the power of eminent domain; finding a benefit to all land and other property within the district; containing other provisions relating to the subject: and provisions relating to the subject; and declaring an emergency.'

The bill was read second time and was passed to third reading.

House Bill 45 on Third Reading

Senator Bridges moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 45 be placed on its third granted reading and final passage. The motion prevailed by the following vote:

Yeas-29

Aikin Herring Bates Hightower Bernal Jordan Berry Kennard Blanchard Mauzy Bridges McKool Moore Brooks Christie Patman Cole Ratliff Connally Snelson Creighton Strong Grover Watson Hall Wilson Harris Word Hazlewood

Absent—Excused

Harrington

Schwartz

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin Herring Hightower Bates Bernal Jordan Berry Kennard Blanchard Mauzy McKool Bridges Brooks Moore Christie Patman Cole Ratliff Connally Snelson Creighton Strong Grover Watson Hall Wilson Harris \mathbf{Word} Hazlewood

Absent—Excused

Harrington

Schwartz

(Senator Hall in the Chair).

House Bill 144 on Second Reading

Senator Word moved that Senate Rules 110, and 36 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 144 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin

Bates

Bernal Hightower Berry Jordan Blanchard Kennard **Bridges** Mauzy Brooks McKool Christie Moore Cole Patman Connally Ratliff Creighton Snelson Grover Strong Hall Watson Harris Wilson Word Hazlewood Herring

Absent—Excused

Harrington

Schwartz

The Presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 144, A bill to be entitled "An Act to authorize and empower Brown County Water Improvement District No. 1 to provide for and administer a retirement, disability, and death compensation fund for officers and employees of the district; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 144 on Third Reading

Senator Word moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 144 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin Herring Hightower Bates Jordan Bernal Kennard Berry Blanchard Mauzy McKool Bridges Brooks Moore Christie Patman Cole Ratliff Connally Snelson Creighton Strong Grover Watson \mathbf{W} ilson Hall Harris Word Hazlewood

Absent—Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent-Excused

Harrington

Schwartz

Senate Bill 306 on Second Reading

Senator Snelson moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 306 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent--Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 306, A bill to be entitled "An Act relating to the compensation"

of assistants, investigators and stenographers of the District Attorney for the 51st and 119th Judicial Districts; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 306 on Third Reading

Senator Snelson moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 306 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin Bates Bernal Berry Blanchard Bridges Brooks Christie Cole Connally Creighton Grover Hall Harris	Herring Hightower Jordan Kennard Mauzy McKool Moore Patman Ratliff Snelson Strong Watson Wilson Word

Absent-Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent-Excused

Harrington

Schwartz

Senate Bill 153 on Second Reading

Senator Christie moved that Senate Rules 110, 13 and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 153 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
	Beroug
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 153, A bill to be entitled "An Act establishing Uniform Standard Code approved by the United States of America Standards Institute for installation of plumbing, heating, and electrical systems in mobile homes; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 153 on Third Reading

Senator Christie moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 153 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Bridges
Bates	Brooks
Bernal	Christie
Berry	Cole
Blanchard	Connally

Chaightan	McKool
Creighton	
Grover	\mathbf{Moore}
Hall	Patman
Harris	Ratliff
Hazlewood	Schwartz
Herring	Snelson
Hightower	Strong
Jordan	Watson
Kennard	Word
Mauzy	

Absent-Excused

Harrington

Wilson

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-28

Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	\mathbf{Moore}
Cole	Patman
Connally	Ratliff
Creighton	Snelson
Grover	Strong
Hall	Watson
Harris	Wilson
Hazlewood	\mathbf{W} ord

Nays—1

Aikin

Absent-Excused

Harrington

Schwartz

Senate Bill 199 on Second Reading

Senator Bernal moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 199 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas---29

Aikin	Cole
Bates	Connally
Bernal	Creighton
Berry	Grover
Blanchard	Hall
Bridges	Harris
Brooks	Hazlewood
Christie	Herring

Hightower Ratliff
Jordan Snelson
Kennard Strong
Mauzy Watson
McKool Wilson
Moore Word
Patman

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 199, A bill to be entitled "An Act providing that every teacher engaged in the instruction of children shall have planning and preparation time as defined herein; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 199 on Third Reading

Senator Bernal moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 199 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin Bates Bernal Berry Blanchard Bridges Brooks Christie Cole Connally Creighton Grover Hall Harris	Herring Hightower Jordan Kennard Mauzy McKool Moore Patman Ratliff Snelson Strong Watson Wilson Word
Harris	
Hazlewood	

Absent—Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Reports of Standing Committee

Senator Hall by unanimous consent submitted the following reports:

> Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 380, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.
CONNALLY
BERRY
HERRING
CHRISTIE
BROOKS
HARRIS
WORD

Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred S. B. No. 381, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.
CONNALLY
HERRING
CHRISTIE
BROOKS
HARRIS
WORD

Senate Bill 230 on Second Reading

Senator Brooks moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 230 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton
Bridges	Grover

Hall Moore Harris Patman Hazlewood Ratliff Herring Snelson Hightower Strong Watson Jordan Kennard Wilson Mauzy Word McKool

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 230, A bill to be entitled "An Act to amend subsection (4)a of Section 1 of Article III, Senate Bill 116, Chapter 334, Acts of 51st Legislature, Regular Session, 1949, as amended in Chapter 447, Acts of 59th Legislature, Regular Session, 1965 (Codified Article 2922-13, Section 1, subsection (4)a in V.T.C.S.), to provide for a comprehensive Special Education for Exceptional Children between three and 21 years of age inclusive; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 230 on Third Reading

Senator Brooks moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 230 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	${f Moore}$
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent-Excused

Harrington Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 290 on Second Reading

Senator Herring moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 290 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	\mathbf{Word}
Hazlewood	

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 290, A bill to be entitled "An Act relating to the District Attorney of the 53rd Judicial District; providing for Assistants and office personnel; providing for salaries; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 290 on Third Reading

Senator Herring moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 290 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin

Bates

Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	\mathbf{Moore}
Cole	Patman
Connally	Ratliff
Creighton	Snelson
Grover	Strong
Hall	Watson
Harris	Wilson
Hazlewood	\mathbf{Word}
Herring	

Absent—Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	*,,

Absent—Excused

Harrington

Schwartz

Senate Bill 312 on Second Reading

Senator Kennard moved that Senate Rules 110, 13 and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 312 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Christie
Bates	Cole
Bernal	Connally
Berry	Creighton
Blanchard	Grover
Bridges	Hall
Brooks	Harris

Hazlewood	Patman
Herring	Ratliff
Hightower	Snelson
Jordan	Strong
Kennard	Watson
Mauzy	Wilson
McKool	Word
Moore	

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 312, A bill to be entitled "An Act relating to creation of the Court of Domestic Relations No. 4 of Tarrant County; providing for membership of the judge on the juvenile board; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 312 on Third Reading

Senator Kennard moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 312 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	44 OI U
TTOSTEWOOD	

Absent—Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin Herring Hightower Bates Jordan Bernal Berry Kennard Blanchard Mauzy McKool **Bridges** Brooks Moore Christie Patman Ratliff Cole Connally Snelson Creighton Strong Watson Grover Wilson Hall Harris Word Hazlewood

Absent-Excused

Harrington Schwartz

Senate Bill 207 on Second Reading

Senator Cole moved that Senate Rules 110, 13 and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 207 be taken up for consideration at this time

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Spelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	Word
riaziewood	

Absent—Excused

Harrington Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 207, A bill to be entitled "An Act relating to the employment, appointment and compensation of counsel in juvenile delinquency proceedings; amending Chapter 204, Acts of the 48th Legislature, 1943, as amended (Article 2338-1, Vernon's Texas Civil Statutes), by adding Sec-

tion 7-B; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 207 on Third Reading

Senator Cole moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 207 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Ber ry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	\mathbf{Wilson}
Harris	\mathbf{Word}
Hazlewood	

Absent-Excused

Harrington Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
	McKool
Bridges	
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent-Excused

Harrington Schwartz

Bill and Resolution Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled bill and resolution:

H. C. R. No. 44, In memory of J. C. Wilson.

H. B. No. 284, A bill to be entitled "An Act relating to the election and the term of office of trustees of certain consolidated independent school districts; and declaring an emergency."

Message From the House

Hall of the House of Representatives

Austin, Texas, March 5, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 104, A bill to be entitled "An Act amending Section 1, Chapter 88, Acts of the 60th Legislature, Regular Session, 1967 (Article 1690f, Vernon's Texas Penal Code) relating to fixing the penalty for transporting by motor vehicle for compensation or hire without first having obtained a certificate or permit from the Texas Railroad Commission when said certificate or permit from the Texas Railroad Commission is required by statute, or for aiding or abetting such operation; repealing laws in conflict to the extent of such conflict; providing severability; and declaring an emergency."

The House refused to concur in Senate amendments to House Bill No. 141 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House appointees are:

Representatives Shannon, Joe; Bass of Harris; McDonald, Dickson, and Nugent.

Respectfuly submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Bill 40 on Second Reading

Senator Word moved that Senate

Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 40 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Herring Aikin Bates Hightower Bernal Jordan Kennard Berry Blanchard Mauzy McKoolBridges Brooks Moore Christie Patman Cole Ratliff Connally Snelson Creighton Strong Watson Grover Wilson Hall Word Harris Hazlewood

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 40, A bill to be entitled "An Act relating to the removal of disabilities of a minor for the purposes of becoming a peace officer; etc.; and providing for an emergency."

The bill was read second time.

Senator Word offered the following Committee Amendment to the bill:

Amend the caption of Senate Bill 40 to conform with the body of the bill by striking all matter above the enacting clause and inserting in lieu thereof the following:

"A BILL TO BE ENTITLED

AN ACT relating to the removal of disabilities of a minor for the purposes of becoming a peace officer; amending Article 592 1b of the Revised Civil Statutes of Texas, as amended, so as to provide for the removal of the disabilities of a minor making application for appointment as a peace officer in the county where the appointment is to be made; amending Article 5922a of the Revised Civil Statutes of Texas, as amended, by including therein venue in the county where

the minor has on file an application for appointment as a peace officer; and providing for an emergency."

The Committee Amendment was read and was adopted.

The bill as amended was passed to engrossment.

Senate Bill 40 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 40 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	\mathbf{Moore}
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	\mathbf{Word}
Hazlewood	

Absent—Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Herring Hightower Jordan Kennard Mauzy McKool Moore Patman Ratliff Snelson Strong Watson Wilson Word
wora

Absent-Excused

Harrington

Schwartz

Request for Conference Committee on House Bill 141

Senator Blanchard called from the President's Table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 141 and requested unanimous consent that the request be granted.

There was objection.

Senator Blanchard then moved that the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 141 be granted.

The motion to grant the request prevailed by the following vote:

Yeas-24

Aikin	Herring
Bates	Hightower
Blanchard	Mauzy
Bridges	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Snelson
Grover	Strong
Hall	Watson
Harris	Wilson
Hazlewood	Word

Nays-5

Bernal Berry Brooks

Jordan Kennard

Absent-Excused

Harrington

Schwartz

Senate Bill 229 on Second Reading

Senator McKool moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 229 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin Bates Bernal Berry Blanchard Jordan Bridges Kennard Brooks Mauzy Christie McKool Cole Moore Connally Patman Creighton Ratliff Grover Snelson Hall Strong Harris Watson Hazlewood Wilson Word Herring Hightower

Absent—Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 229, A bill to be entitled "An Act relating to regulating the sale, use, and transportation of herbicides; amending Section 2(f) of Chapter 349, Acts of the 53rd Legislature, Regular Session, 1953 (Article 135b-4, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read second time.

Senator McKool offered the following Committee Amendment to the bill:

Amend S. B. No. 229 by striking all of Section 2 and substituting in lieu thereof the following:

"Sec. 2. Emergency Clause. The importance of this legislation and the crowded condition of the calendar in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and the Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted."

The Committee Amendment was read and was adopted.

Senator McKool offered the following Committee Amendment to the bill:

Amend S. B. 229, Section 1 of the bill and Section 2(f) of Article 135b-4, V.T.C.S., by adding the following words on line 5 of "(f)" after "fluid ounces," to-wit:

"and not to exceed one (1) gallon" and the same being before the words, "but with"

The Committee Amendment was read and was adopted.

On motion of Senator McKool, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 229 on Third Reading

Senator McKool moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 229 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightowe
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	
Grover	Strong
	Watson
Hall	\mathbf{W} ilson
Harris	\mathbf{Word}
Hazlewood	

Absent-Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin Herring Bates Hightower Bernal Jordan Berry Kennard Blanchard Mauzy Bridges McKool Brooks Moore Christie Patman Cole Ratliff Connally Snelson Creighton Strong Grover Watson Hail Wilson Harris Word Hazlewood

4 *1 *

Absent-Excused

Harrington

Schwartz

Senate Bill 78 on Second Reading

Senator Watson moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 78 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	M_{oore}
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	\mathbf{Word}
Hazlewood	

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 78, A bill to be entitled "An Act relating to certain persons who are exempt from being required to have a driver's license because of certain service in the armed forces; amending Section 3, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6687b, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 78 on Third Reading

Senator Watson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 78 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Herring
Hightower
Jordan
Kennard
Mauzy
McKool
\mathbf{Moore}
Patman
Ratliff
Snelson
Strong
Watson
Wilson
Word

Absent—Excused

Harrington

Schwartz

Conference Committee on House Bill 141

The Presiding Officer announced the appointment by the President of the following as a Conference Committee on the part of the Senate on H. B. No. 141:

Senators Moore, Blanchard, Kennard, Mauzy and Ratliff.

Senate Bill 12 on Second Reading

Senator Hightower moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No.

12 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
	Hightower
Bates	
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	\mathbf{Moore}
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	\mathbf{Word}
Hazlewood	

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 12, A bill to be entitled "An Act relating to suspension by the Department of Public Safety of the motor vehicle license and registrations of a Texas resident who fails to comply with the safety responsibility law of another state; etc.; and declaring an emergency."

The bill was read second time and was passed to engrosment.

Senate Bill 12 on Third Reading

Senator Hightower moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

McKool	Strong
	Watson
Moore	
Patman	Wilson
Ratliff	\mathbf{Word}
Snelson	

Absent-Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin Bates Bernal Berry Blanchard Bridges Brooks Christie Cole Connally Creighton	Herring Hightower Jordan Kennard Mauzy McKool Moore Patman Ratliff Snelson Strong
Creighton	Strong
Grover Hall	Watson Wilson
Harris Hazlewood	Word

Absent-Excused

Harrington

Schwartz

Committee Substitute Senate Bill 28 on Second Reading

Senator Bates moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that C. S. S. B. No. 28 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	\mathbf{Moore}
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 28, A bill to be entitled, "An Act providing for mandatory inspection and regulation of the slaughter of cattle, sheep, swine, goats, equines, poultry, domestic rabbits, and domesticated game birds, and the preparation and sale of the carcasses, parts thereof, meat, and food products of such animals and birds solely for distribution in this State; for the regulation of related industries; for cooperation with the United States Department of Agriculture; and for penalties for violations, detention, seizure, and other enforcement authority; repealing Chapter 339, Acts of the 49th Legislature, 1945, as amended (Article 4476-3, Vernon's Texas Civil Statutes); declaring the effect of this Act on the Texas Food, Drug and Cosmetic Act (Article 4476-5, Vernon's Texas Civil Statutes) and other State laws; providing for severability; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Committee Substitute Senate Bill 28 on Third Reading

Senator Bates moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 28 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas--29

Aikin Bates Bernal Berry Blanchard Bridges Brooks Christie Cole Connally Creighton Grover Hall Harris Hazlewood	Herring Hightower Jordan Kennard Mauzy McKool Moore Patman Ratliff Snelson Strong Watson Wilson Word
moon	

Absent-Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	

Absent—Excused

Harrington

Schwartz

Senate Bill 263 on Second Reading

Senator Kennard moved that Senate Rules 110, 13 and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 263 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	
	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Hazlewood	11 01 0
naziewood	

Absent-Excused

Harrington

Schwartz

The Presiding Officer laid before the

Senate on its second reading and passage to engrossment:

S. B. No. 263, A bill to be entitled "An Act creating the legislative reference library, to be operated and administered by the legislative library board; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 263 on Third Reading

Senator Kennard moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 263 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Grover	Watson
Hall	Wilson
Harris	Word
Harlis	WOIG

Absent—Excused

Harrington

Schwartz

The President then laid the bill before the Scnate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 262 on Second Reading

Senator Kennard moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 262 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas--29

A ikin	Bernal
Bates	Berry

Blanchard Bridges Brooks Christie Cole Connally Creighton Grover Hall Harris Hazlewood Herring	Jordan Kennard Mauzy McKool Moore Patman Ratliff Snelson Strong Watson Wilson
Herring Hightower	Word

Absent---Excused

Harrington

Schwartz

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 262, A bill to be entitled "An Act establishing the Legislative Information and Modernization Committee; delineating its powers and duties; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Record of Vote

Senator Grover asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

Senate Bill 262 on Third Reading

Senator Kennard moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 262 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	\mathbf{Moore}
Christie	Patman
Cole	Ratliff
Connally	Snelson
Creighton	Strong
Hall	Watson
Harris	Wilson
Hazlewood	Word

Nays-1

Grover

Absent—Excused

Harrington

Schwartz

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time.

Question—Shall S. B. No. 262 be finally passed?

Memorial Resolution

S. R. No. 244—By Senator Creighton: Memorial resolution for George Beggs, Jr.

Welcome and Congratulatory Resolutions

- S. R. No. 245—By Senator Watson: Extending welcome to Joe D. Paschall of McGregor.
- S. R. No. 246—By Senator Bridges: Extending welcome to Nucces County Junior Bar Association Legal Explorer Post of Corpus Christi.
- S. R. No. 248—By Senator McKool: Commending Miss Mary Moore for her

bravery in saving seven young children from serious injury in a fire.

- S. R. No. 249—By Senators Kennard and Creighton: Extending welcome and privileges of the floor for the day to Tarrant County Judge Howard Green.
- S. R. No. 250—By Senator Word: Extending welcome to the Sycamore Singers of Gatesville.
- S. R. No. 251—By Senator Patman: Extending welcome and privileges of the floor for the day to Miss Lola C. Bonner of Rockport.

Adjournment

On motion of Senator Moore the Senate at 12:17 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor March 5, 1969 S. B. No. 96

In Memory of

Samuel Young Summers

Senator Cole offered the following resolution:

(Senate Resolution 247)

Whereas, Mr. Samuel Young Summers, a patriotic citizen and longtime resident of the State of Texas, passed away in Houston, Texas, on March 1, 1969; and

Whereas, He saw the City of Houston grow from its infancy to one of the largest metropolitan centers of the nation; and

Whereas, Mr. Summers did not stand idly by, but was an active ingredient in the development of the City of Houston; and

Whereas, He campaigned and worked hard for men of honor and integrity to become elected to responsible public positions; and

Whereas, It is a well-known fact that he never sought personal favor from those men for whom he so actively worked; and

Whereas, Mr. Summers was a devoted husband and father; and

Whereas, He is survived by his wife, Gladys Summers; daughter, Mrs. Clemence Courtney; and grandson, Gary Allan Clark; and

Whereas, His great example and exemplary conduct will be sorely missed by his family and by all who knew and respected him; now, therefore, be it

Resolved by the Senate of the State of Texas, That we pay tribute to this great man and express our sympathy to the surviving members of his family; and, be it further

Resolved, That a page be set aside in the Senate Journal in his memory; that copies of this Resolution be furnished to his survivors; and when the Senate adjourns today, it do so in his memory.

The resolution was read and was adopted by a rising vote of the Senate.

In Memory of Major Cuther C. Moore

Senator Blanchard offered the following resolution:

(Senate Resolution 252)

Whereas, On February 17, 1969, the State of Texas lost one of its most esteemed citizens and dedicated peace officers with the death, at the age of 60, of Major Luther C. Moore of Lubbock; and

Whereas, Major Moore was Region 5 commander of the Texas Department of Public Safety in Lubbock and had assumed his duties there in May, 1967; he was a 30-year veteran of the department and he had some 60 West Texas and Panhandle counties under his jurisdiction; and

Whereas, Prior to moving to Lubbock, Major Moore was in charge of the Highway Patrol District at Beaumont; he had also been stationed at San Antonio, New Braunfels, Fort Worth, El Paso, and Abilene; and

Whereas, Entering the service of the Department of Public Safety as a highway patrolman, Major Moore was promoted to sergeant in 1947 and to captain in 1956; his promotion to major came with his transfer from Beaumont to Lubbock; and

Whereas, Major Moore attended numerous in-service schools, traffic, criminal, supervisory and administrative schools; he also taught in the Department of Public Safety training school and conducted traffic courses in local police training schools in Beaumont, Port Arthur, Orange, Lufkin, San Antonio, and Nacogdoches, as well as a course in Traffic Law Enforcement at Lamar State College of Technology; and

Whereas, His affiliations in connection with his profession included the Texas Police Association, Sheriffs' Association of Texas, East Texas Peace Officers Association, Sabine-Neches Chiefs Association, Jefferson County Law Enforcement Council, Texas Safety Association, and Sabine-Neches Society of Safety Engineers; and

Whereas, While serving in Beaumont, Major Moore developed a road blockade system for the Beaumont District that has been most effective and has resulted in the apprehension of murderers, highjackers, bank robbers, burglars, car thieves, and escaped convicts; and

Whereas, Major Moore was a native of Bigfoot in Frio County; he was a graduate of Brackenridge High School in San Antonio and attended San Antonio Junior College and The University of Texas; in high school he was an outstanding athlete, a member of baskethall, track, and swimming teams; he also belonged to the ROTC and the high school debating club; and

Whereas, Before joining the Department of Public Safety in 1938, he worked as a farmer and grocer; he was a Mason and a member of the Church of Christ; and

Whereas, It is appropriate that the Senate of the 61st Legislature express appreciation for the outstanding ability, leadership, and service to state law enforcement of Major Luther C. Moore; now, therefore, be it

Resolved, That the Senate of the State of Texas, by this Resolution, pay tribute to Major Luther C. Moore and extend sincere sympathy on their loss to the members of his family: to his wife, Mrs. Mary Alta Moore; a son, Luther C. Moore, Jr., of Beaumont; a brother, John O. Moore of San Antonio; three sisters, Mrs. Edith Perron of San Antonio, Mrs. Mildred Holley of Waco, and Mrs. Violet Harris of Westbury, Long Island, New York; and two grandchildren; and, be it further

Resolved, That copies of this Resolution be prepared for members of his immediate family, and that when the Senate adjourns this day it do so in memory of Major Luther C. Moore.

BLANCHARD

Signed: Lieutenant Governor Ben Barnes; Aikin, Bates, Bernal, Berry, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Watson, Wilson and Word.

The resolution was read.

On motion of Senator Hightower, and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Blanchard, the resolution was adopted by a rising vote of the Senate.